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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII**

KELLEY O'NEIL'S INC., IRISH ROSE SALOON INC., ANNA O'BRIEN'S INC., O'TOOLE'S IRISH PUB INC, and DOS KALBOS ENTERPRISES, LLC, in their individual capacities and on behalf of those similarly situated,

Plaintiffs,

-against-

DAVID IGE, in his official capacity as Governor of the State of Hawai‘i, **CLARE E. CONNORS**, in her official capacity as Attorney General for the State of Hawai‘i, **THE STATE OF HAWAI‘I, KIRK CALDWELL**, in his official capacity as Mayor of the City and County of Honolulu, and **THE CITY AND COUNTY OF HONOLULU**.

Defendants.

Civil No.: 1:20-cv-449-LEK-RT

**PLAINTIFFS' NOTICE OF
DISMISSAL WITHOUT
PREJUDICE**

PLAINTIFFS' NOTICE OF DISMISSAL WITHOUT PREJUDICE

COMES NOW, Plaintiffs KELLEY O'NEIL'S INC., IRISH ROSE SALOON INC., ANNA O'BRIEN'S INC., O'TOOLE'S IRISH PUB INC, and DOS KALBOS ENTERPRISES, LLC (collectively "Plaintiffs"), by and through their attorneys, DiPasquale & Summers, LLP, and pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, hereby gives notice of the dismissal of Plaintiffs' Complaint, filed on October 20, 2021 against Defendants DAVID IGE, in his official capacity as Governor of the State of Hawai'i, CLARE E. CONNORS, in her official capacity as Attorney General for the State of Hawai'i, THE STATE OF HAWAI'I, KIRK CALDWELL, in his official capacity as Mayor of the City and County of Honolulu, and THE CITY AND COUNTY OF HONOLULU. (collectively "Defendants"), without prejudice, of any and all claims of Plaintiffs in the above-captioned action. Defendants have not filed or served an Answer to Complaint in this case. Trial in this matter has not been set. No claims or parties remain.

Dated: Honolulu, HI, March 4, 2021

By: /s/ James D. DiPasquale, Esq.

JAMES D. DIPASQUALE (011033)
Attorney for the Plaintiffs

APPROVED AS TO FORM:



/s/ Leslie E. Kobayashi
Leslie E. Kobayashi
United States District Judge